

REZONING

Here's how...



Area Plan Commission of Tippecanoe County

Planning for:

Tippecanoe County, Lafayette, West Lafayette,
Battle Ground, Clarks Hill and Dayton

The Staff is always available to answer your questions, assist you, or provide you with forms and copies of our bylaws. Please contact them at the Area Plan Commission Office, 20 North 3rd Street, Lafayette, (765) 423-9242.

November 2001
January 2003
January 2014
January 2015
May 2015

HOW TO FILE A REZONE REQUEST

Q. I WANT TO REZONE MY PROPERTY. WHAT IS A REZONE AND HOW DO I REQUEST ONE?

A. A rezone is a change in zoning for a specific piece of property. In Tippecanoe County, the legislative body with jurisdiction over the property involved is who will approve or deny the rezone. Before a rezone goes before the legislative body it is heard by the Area Plan Commission (APC) at a public hearing. APC's vote is a recommendation to the legislative body.

Q. WHEN AND WHERE DOES THE BOARD MEET?

A. The Area Plan Commission meets on the third Wednesday of each month. The meeting takes place at 6:00 PM in the County Office Building, 20 N. 3rd Street, Lafayette (Amended 01/01/2015)

Q. HOW DO I MAKE MY REQUEST?

A. Your request for a rezone must be filed with the Area Plan Commission Staff. They will give you all the forms you need. The forms are available on our website at www.tippecanoe.in.gov/apc under "Forms and Applications." Staff welcomes the opportunity to sit down with you to answer questions, review the forms and explain the process in more detail.

Q. IS THERE A FILING DEADLINE?

A. Yes. Your complete submission must be filed no less than 30 days before we hold our Public Hearing on your request, that is, more than 4 weeks before our next meeting.

Q. WHAT MAKES UP A COMPLETE SUBMISSION?

A. You must submit all these items before the deadline:

1. Petition: A Petition to Amend Zoning Ordinance signed by all owners and notarized, with the metes and bounds legal description of your property or its lot number and subdivision name if it is a platted lot;

2. Notarized Consent: If you do not own the property, or if you are buying on contract, a notarized letter of consent is needed from all the owners authorizing the request:

3. A completed and signed Release of Public Hearing;

4. Completed Notice of Public Hearing form with the metes and bounds legal description or its lot number and subdivision name if it is a platted lot, the city or town, township and the Section, Township and Range locating the property (Amended 1/19/00);

5. Interested Parties List: a list, including the Executive director of the Area Plan Commission, plus all people who own property either adjacent to your or across a street, alley or railroad right-of-way. You can get names, addresses and property numbers of their properties from the GIS website at www.tippecanoe.in.gov. The address for the Executive Director is listed as the first entry in the Interested Parties

List. You must send a Notice to Interested Parties to the Area Plan Director. (Amendment 1/19/00).

6. A copy of the completed Notice to Interested Parties form; you should make as many copies as necessary to the persons on your list, but we will need one to make up a complete filing (Amended 11/28/01);

7. Ordinance: A typed original and 16 copies of the proposed ordinance to rezone your property. Sample ordinances for all jurisdictions are included with this packet; fillable forms can be found on our website. The legal description is required as part of the ordinance (Amended 1/19/00);

8. City-Campus-Community Collaboration Zone of the City of West Lafayette: Proof indicating delivery of a copy of the application and plat or plans to following check point agencies (if property is in the City-Campus-Community Collaboration Zone shown on the attached maps);

- West Lafayette City Engineer ;
- West Lafayette Department of Development ;
- West Lafayette/Purdue University Joint Board c/o the West Lafayette City Engineer on behalf of the Chair of the Joint Board

9. If you are rezoning A, AA, or AW zoned land for the purpose of subdividing, part of your rezoning submission must include a drawing of the proposed lot and street layout. You must also submit this drawing to the checkpoint agencies, and at the time of filing, provide staff with proof that you have completed this. (You may submit certified mail receipts or signed acknowledgment of receipt.) The written procedure for Checkpoint Agencies is attached to this brochure. (Amended 1/01/14);

10. Fee: a non-refundable processing fee of \$500 for each rezone petition or \$1000 for each Draft Plan submission for a Planned Development. Make checks payable to Area Plan Commission (Amended 01/14/14);

The Executive Committee of the Area Plan Commission meets the first Wednesday of the month to set the Area Plan Commission Public Hearing Agenda. If your application is found to be complete and proper, you and your representative(s) will be notified by mail that you will be heard on the third Wednesday of that month. (If your application is complete we'll tell you what's ok but you will not be heard at that month's meeting.)

Q. THEN WHAT HAPPENS TO MY COMPLETE SUBMISSION?

A. Because you have provided a Release Letter, APC Staff can take your Notices of Public Hearing to the Journal & Courier and the Lafayette Leader. The Notices will be published once, at least 10 days before the meeting, and the newspapers will each send you a bill. In the week preceding the meeting staff will study your request and provide a written report and recommendation to you and the Commission on the Friday before the meeting. The report will be mailed to you, but will also be available on our website.

Q. WHAT ELSE DO I NEED TO DO BEFORE THE MEETING?

A. At least 10 days before the meeting, you must:

11. Sign Posting: Put up a Notice of Request for Rezoning sign on each frontage of your property (You buy these at the APC Office for \$10 each.);

12. Mail Letters: By Certified Mail, send to every name on the submitted list of interested parties (including the Executive Director of the APC), a completed copy of the Notice to Interested Parties Letter. (Return receipt not needed.) In the case of multiple rezones applications on contiguous tracts you may send only one set of notices by mail to all interested parties provided a map, showing all the properties is included with the notice. (Amended 1/19/00)

13. Newspaper: Pay your bills from the newspapers and receive a Proof of Publication from each.

Then, you will have to give all these items to the APC Staff:

(If you have not provided items 1-17, your hearing will be automatically continued for a month.)

14. The (2) notarized Proofs of Publication from the newspapers;

15. The Affidavit of Notice to Interested Parties form, signed by you and notarized;

16. All the Certified Mail receipts from the USPS for the letters you sent out;

17. The Affidavit of Sign Posting form, signed by the person who posted the sign and notarized on the day of the meeting.

Q. WHAT HAPPENS AT THE MEETING?

A. If you have successfully completed items 1-17 above, the Commission will hold a Public Hearing on your request. Either you or your representative must be there, or we will dismiss your case. When your turn comes, APC Staff will present its report and recommendation. You will then be given an opportunity to speak for no more than five minutes, as will all others who either support or oppose your request. You will have an opportunity for rebuttal. The Commission can then ask questions.

At the conclusion of the hearing, the Area Plan Commission will vote. It is a 15-member Commission. No matter how many are present, you will need at least 8 "yes" votes for a favorable recommendation to the legislative body, or 8 "no" votes for a negative recommendation to the legislative body. Fewer than 8 votes either way, and your request is automatically continued to the next meeting (No further actions on items 1-16 is required—though the signs must remain posted continuously). If a decision for or against is reached the results and your ordinance will be forwarded to the proper governmental jurisdiction.

Q. WHAT HAPPENS NEXT?

A. You or your representative must then attend the meeting where your rezone request will be heard. If the request is in the County, it will be heard by the County Commissioners; in Lafayette or West Lafayette, by the City Council; in Dayton, Battle

Ground or Clarks Hill by the Town Council. (Amended 8/21/96) The legislative body makes the final determination on your rezoning request.

Q. WHAT IF I'M NOT READY FOR THE MEETING?

A. At any time before your hearing comes up, you may ask the staff for a continuance, usually until the next meeting. At your scheduled meeting the APC may grant the continuance at its own discretion. Please remember you will be granted no more than 2 continuances, for no more than 2 months for each continuance. These continuances may be ones that you have either asked for, or that are necessary because you have not completed items 1-16 above.

If you have exhausted all of your continuances, your rezone request will be heard or dismissed unless you have already withdrawn it. Please be fair to others interested in your request by filing a continuance request in writing with the Staff at least the week before the scheduled meeting. And make sure your Notice of Request for Rezone sign stays posted on your property continuously until the legislative body has finally decided your request. If you take down the sign, you must repost it at least ten days before the next hearing and change the date.

Q. WHAT DO I DO AFTER THE LEGISLATIVE BODY MAKES ITS DECISION?

A. If your request is, you are now free to continue with the plans that started you on this process. If it is denied, you will need to change your plans; staff is available for consultation. Please remove the Notice of Request for Rezone sign from your property after the hearing by the legislative body.

Q. IS THERE ANYTHING ELSE I NEED TO KNOW?

A. Yes. All forms, applications, evidence, materials, etc. you have submitted to the Staff and the Commission, either before or at your Public Hearing, become the property of the Commission. They are a matter of public record, and any person who asks can see them. All required forms and applications are located on our website at www.tippecanoe.in.gov/apc

Standard Rezone Filing Checklist, (non-PD)

Check when completed	Forms	Deadline
	Petition	At time of Filing
	Notarized Consent (if neccessary)	At time of Filing
	Interested Parties List	At time of Filing
	Notice of Public Hearing	At time of Filing
	Notice of Public Hearing Release Form (2 copies)	At time of Filing
	Notice to Interested Parties Letter (2 copies)	At time of Filing
	Ordinances (17 copies)	At time of Filing
	WL City-Campus Community Collaboration Zone Verification (if necessary)	At time of Filing
	Copy of layout and Checkpoints for proposed Subdivision (if neccessary)	At time of Filing
	Fee, \$500 for rezone, \$10 per sign per frontage	At time of Filing
	Commitment (6), Acknowledgment of Administrative Officer Form, and additional \$100 (if necessary)	At time of Filing
	Purchase from APC (\$10 per sign) and post sign on each frontage of property	At least 10 days prior to meeting
	Mail Letters: by certified mail send to every name on the submitted list of interested parties: <u>including one to APC executive director</u>	At least 10 days prior to meeting
	Obtain a copy of the Proof of Publications, contact newspapers if needed, may need to pay bill first	Day of APC meeting or earlier
	The Affidavit of Notice to Interested Parties form, signed by you and notarized	Day of APC meeting
	All the Certified Mail receipts from the post office for the letters you've sent out	Day of APC meeting or after sending
	The Affidavit of Sign Posting form, signed by you and notarized on the day of the meeting	Day of APC meeting

Application No. Z-_____
Date Received:_____
Received by:_____

The Area Plan Commission of Tippecanoe County
County Office Building
20 N. 3rd Street
Lafayette, IN 47901
(765) 423-9242

PETITION TO AMEND ZONING ORDINANCE

Notice: This petition should be typewritten, accompanied by the information specified in the attached instruction pamphlet, and signed by the owners of at least fifty (50) percent of the real estate in the area involved in this petition at least thirty (30) days prior to the date of the public hearing by the Area Plan Commission.

Petitioner:_____

Address:_____ Phone:_____

Email: _____

Names of Owners:_____

Address:_____ Phone:_____

Petition involves change in zoning from _____ to _____

Auditor's Key Number : _____

Real estate described completely as follows: (Use additional sheets if necessary)

The above information and attached exhibits, to the best of my knowledge and belief, are correct.

(Petitioner)

(Name printed)

STATE OF INDIANA)
) SS:

COUNTY OF TIPPECANOE)

Subscribed and sworn to before me this ____ day of _____, 20____

My Commission Expires:_____

(Notary Public)

(Name Printed)

Resident of _____ Country

NOTARIZED CONSENT

Area Plan Commission and/or
Area Board of Zoning Appeals
20 N 3rd Street
Lafayette IN

Please be advised that as the owner(s) of record (as shown in the Office of the County Auditor) of the land described in the following property, to wit:

I (we) hereby authorize

(Petitioner's Name)

To execute any and all documents necessary for the purpose of improvement location permit, rezoning, subdivision, special exception and/or variance applications, as per the attached petition or application. (This does not extend to subdivision final plats which must be signed by the property owner).

Owner _____

Name/Title _____

Owner _____

Name/Title _____

STATE OF _____)
COUNTY OF _____) SS:

Subscribed and sworn to before me this ____ day of _____, 20____

My Commission Expires: _____

(Notary Public)

Printed Name

Resident of _____ county.

INSTRUCTIONS -- READ CAREFULLY

1. The applicant is responsible for preparing the form for submission to the newspaper, prior to presenting it to the staff of the Area Plan Commission, for signing and approving. All notices **must** be signed by the Secretary of the Commission.
2. Indiana Code 36-7-4-608(b) requires public notice at least ten (10) days before the public hearing.
3. The cost of publication must be paid by the applicant before the public hearing.
4. Prior to, or at, the public hearing, the applicant shall submit to the Secretary of the Commission a proof of publication, indicating that publication was in fact made, and that publication costs were paid by the applicant.
5. If the public hearing on the petition is **continued** to future meetings of the Plan Commission, additional publications are not necessary.

The Area Plan Commission of Tippecanoe County
County Office Building
20 N. 3rd Street
Lafayette, IN 47901
(765) 423-9242

NOTICE OF PUBLIC HEARING RELEASE FORM
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To: Journal and Courier / Lafayette Leader

(Name)

(Address)

(Date)

(Phone)

(Email)

This is to authorize you to publish the attached legal notice delivered to you by the Area Plan Commission, the cost of which is the obligation of the above and will be paid by me.

Signature _____
(Petitioner)

The Area Plan Commission of Tippecanoe County
County Office Building
20 N. 3rd Street
Lafayette, IN 47901
(765) 423-9242

CASE NO Z- _____

NOTICE OF PUBLIC HEARING ON REZONING

Notice is hereby given that the Area Plan Commission of Tippecanoe County, on the _____ day of _____, 20____, at 6:00 PM in the County Office Building, 20 N. 3rd Street, Lafayette, Indiana, will hold a public hearing on a proposed amendment to the Unified Zoning Ordinance of Tippecanoe County, Indiana.

The property involved in the proposed request is located at:

(Street address or common description of the property)

The proposed amendment involves consideration of a change of the zoning classification from the _____ Zone to the _____ Zone for the following described real estate, to wit:

Instead of speaking at the public hearing, written comments on the provisions of said proposal may be filed with the Secretary of the Area Plan Commission at or before such meeting and will be presented to the Area Plan Commission at the time and place designated for the public hearing. Any person submitting such written comments will not be permitted to speak at the public hearing, having elected to present such comments in writing. Said hearing may be continued from time to time as may be necessary.

AREA PLAN COMMISSION OF
TIPPECANOE COUNTY, INDIANA

Secretary

Date Approved _____

Z-_____

The Area Plan Commission of Tippecanoe County
County Office Building
20 N. 3rd Street
Lafayette, IN 47901
(765) 423-9242

NOTICE TO INTERESTED PARTIES

Rezone

Notice is hereby given that the Tippecanoe County Area Plan Commission, on the _____ day of _____, 20____, at **6:00 PM in the County Office Building, 20 N. 3rd Street, Lafayette, Indiana**, will hold a public hearing on a proposed amendment to the Unified Zoning Ordinance of Tippecanoe County, Indiana.

The property involved in the proposed request is located at:

(Street address or common description of the property)

The proposed amendment involves consideration of a change of the zoning classification from the _____ Zone to the _____ Zone for the following described real estate, to wit:

(Attach complete legal description)

Instead of speaking at the public hearing, written comments or objections to the provisions of said proposal may be filed with the Secretary of the Area Plan Commission. Said hearing may be continued from time to time as may be necessary.

Letters and written communications mailed, hand delivered, faxed or emailed to the Office of the Area Plan Commission in advance of the hearing are intended for persons unable to attend the hearing themselves. For letters to qualify to be entered into the record they must be 1) signed regardless of delivery method, 2) include the signer's address, 3) received no later than noon on the day of the hearing and 4) be no longer than two pages, 11 point font size, double spaced with 1" margins. Letters sent to the office of the Area Plan Commission that qualify to be entered in the record will be read by staff, and once received the letter shall not be withdrawn. Once a letter is read at a meeting, it is a part of the record. The writer is not permitted to speak or submit another letter even at a subsequent meeting resulting from either an inconclusive vote or a continuance, having originally chosen to submit a letter. Should the author be present at the meeting he will not be permitted to speak, having elected instead to present his views in writing. This rule shall apply to any written material on which four or fewer signatures appear, or any petition of more than 300 words filed by the noon deadline. Any petition presented after the noon deadline or during the hearing shall not be read into the record by staff, but may be passed to the plan commission members.

Please check the APC website at <http://www.tippecanoe.in.gov/apc> or call the office at (765) 423-9242 to find out if a case has been continued.

(Petitioner)

(Petitioner)

AREA PLAN COMMISSION – REZONES and SUBDIVISIONS

INTERESTED PARTIES

In addition to sending notice to the Area Plan Commission office, indicate names and addresses of owners of property and the COUNTY AUDITOR'S KEY NUMBER of that property adjacent to and across the street, alley or railroad right-of-way from the subject property.

KEY NUMBER	OWNER'S NAME	ADDRESS
1 --	Executive Director of Area Plan Commission of Tippecanoe	20 N. 3rd Street, Lafayette, IN 47901
2		
3		
4		
5		
6		
7		
8		
9		
10		
11		
12		
13		
14		
15		
16		
17		
18		
19		
20		
21		
22		

CHECKPOINT PROCEDURE

When petitioning APC for approval of a planned development, subdivision, or when filing a rezone in order to file a subdivision, it is required that the petitioner delivers a copy of the application and plat or plans to the appropriate checkpoint agencies, as follows:

A. UNINCORPORATED TIPPECANOE COUNTY

1. Tippecanoe County Health Department
2. Tippecanoe County Highway Engineer
3. INDOT – Crawfordsville District (if property abuts or has access to a state or US highway)
4. Tippecanoe County Parks and Recreation Department
5. Tippecanoe County Sheriff
6. Tippecanoe County Surveyor
7. Tippecanoe Soil and Water Conservation District
8. Tippecanoe County Building Commissioner
9. Wabash River Enhancement Corporation (unless waived by staff – signed waiver form required)
10. CityBus (if property is in the bus taxing district)
11. **Appropriate Sanitary Sewer and Water Agencies**
 - a) American Suburban Utilities, Inc.
 - b) Battle Ground Town Council
 - c) Clarks Hill Town Council
 - d) Dayton Town Council
 - e) Indiana-American Water Company, Inc.
 - f) Lafayette City Engineer
 - g) West Lafayette City Engineer
12. **Appropriate School Corporation**
 - a) Lafayette School Corporation
 - b) Tippecanoe School Corporation
13. **Appropriate Fire Department**
 - a) Buck Creek Fire Department
 - b) Clarks Hill Volunteer Fire Department Inc.
 - c) Lafayette Fire Department
 - d) Otterbein Community Fire Department
 - e) Purdue University Fire Department
 - f) Randolph Township Fire Department
 - g) Sheffield Township Fire Fighter Inc.
 - h) Stockwell Volunteer Fire Department
 - i) Tippecanoe Township Volunteer Fire Department
 - j) Wabash Township Volunteer Fire Department #1
 - k) Wabash Township Volunteer Fire Department #2
 - l) Wea Township Community Fire Department
 - m) West Point Fire Department
14. Tippecanoe County Emergency Management Agency (TEMA)

B. CITY OF LAFAYETTE

1. Lafayette City Engineer
2. Lafayette Community & Redevelopment Department
3. Lafayette Fire Department
4. Lafayette Parks and Recreation Department
5. Lafayette Police Department, Traffic Division
6. Tippecanoe County Health Department
7. Tippecanoe Soil and Water Conservation District
8. Wabash River Enhancement Corporation (unless waived by staff - signed waiver form required)

9. CityBus (if property is in the bus taxing district)
10. INDOT – Crawfordsville District (if property abuts or has access to a state or US highway)
11. **Appropriate School Corporation**
 - a) Lafayette School Corporation
 - b) Tippecanoe School Corporation
12. Tippecanoe County Emergency Management Agency (TEMA)

C. CITY OF WEST LAFAYETTE

1. Indiana-American Water Company, Inc.
2. Tippecanoe County Health Department
3. Tippecanoe Soil and Water Conservation District
4. West Lafayette City Engineer
5. West Lafayette Department of Development
6. West Lafayette Fire Chief
7. West Lafayette Parks and Recreation Department
8. West Lafayette Police Department, Traffic Division
9. West Lafayette Wastewater Treatment Plant
10. Wabash River Enhancement Corporation (unless waived by staff - signed waiver form required)
11. CityBus (if property is in the bus taxing district)
12. INDOT – Crawfordsville District (if property abuts or has access to a state or US highway)
13. **Appropriate School Corporation**
 - a) Tippecanoe School Corporation
 - b) West Lafayette Community School Corporation
14. West Lafayette/Purdue University Joint Board c/o the West Lafayette City Engineer on behalf of the Chair of the Joint Board (if property is in the City-Campus-Community Collaboration Zone shown on the attached maps)
15. Tippecanoe County Emergency Management Agency (TEMA)

D. BATTLE GROUND

1. Battle Ground Clerk-Treasurer
2. Battle Ground Town Council
3. Battle Ground Town Marshall
4. Tippecanoe County Health Department
5. Tippecanoe School Corporation
6. Tippecanoe Soil and Water Conservation District
7. Tippecanoe Township Volunteer Fire Department
8. Wabash River Enhancement Corporation (unless waived by staff - signed waiver form required)
9. INDOT – Crawfordsville District (if property abuts a state or US highway)
10. Tippecanoe County Emergency Management Agency (TEMA)

E. CLARKS HILL

1. Clarks Hill Clerk-Treasurer
2. Clarks Hill Town Council
3. Clarks Hill Town Marshall
4. Clarks Hill Volunteer Fire Department Inc.
5. Tippecanoe County Health Department
6. Tippecanoe School Corporation
7. Tippecanoe Soil and Water Conservation District
8. Tippecanoe County Emergency Management Agency (TEMA)

F. DAYTON

1. Dayton Town Clerk-Treasurer
2. Dayton Town Council
3. Dayton Town Marshall
4. Sheffield Township Fire Fighter Inc.
5. Tippecanoe County Health Department
6. Tippecanoe School Corporation
7. Tippecanoe Soil and Water Conservation District
8. INDOT – Crawfordsville District (if property abuts a state or US highway)
9. Tippecanoe County Emergency Management Agency (TEMA)

When petitioning APC for approval of a rezone and the property is located in the City-Campus-Community Collaboration Zone of the City of West Lafayette as shown on the attached maps, it is required that the petitioner delivers a copy of the application and plat or plans to the checkpoint agencies, as follows:

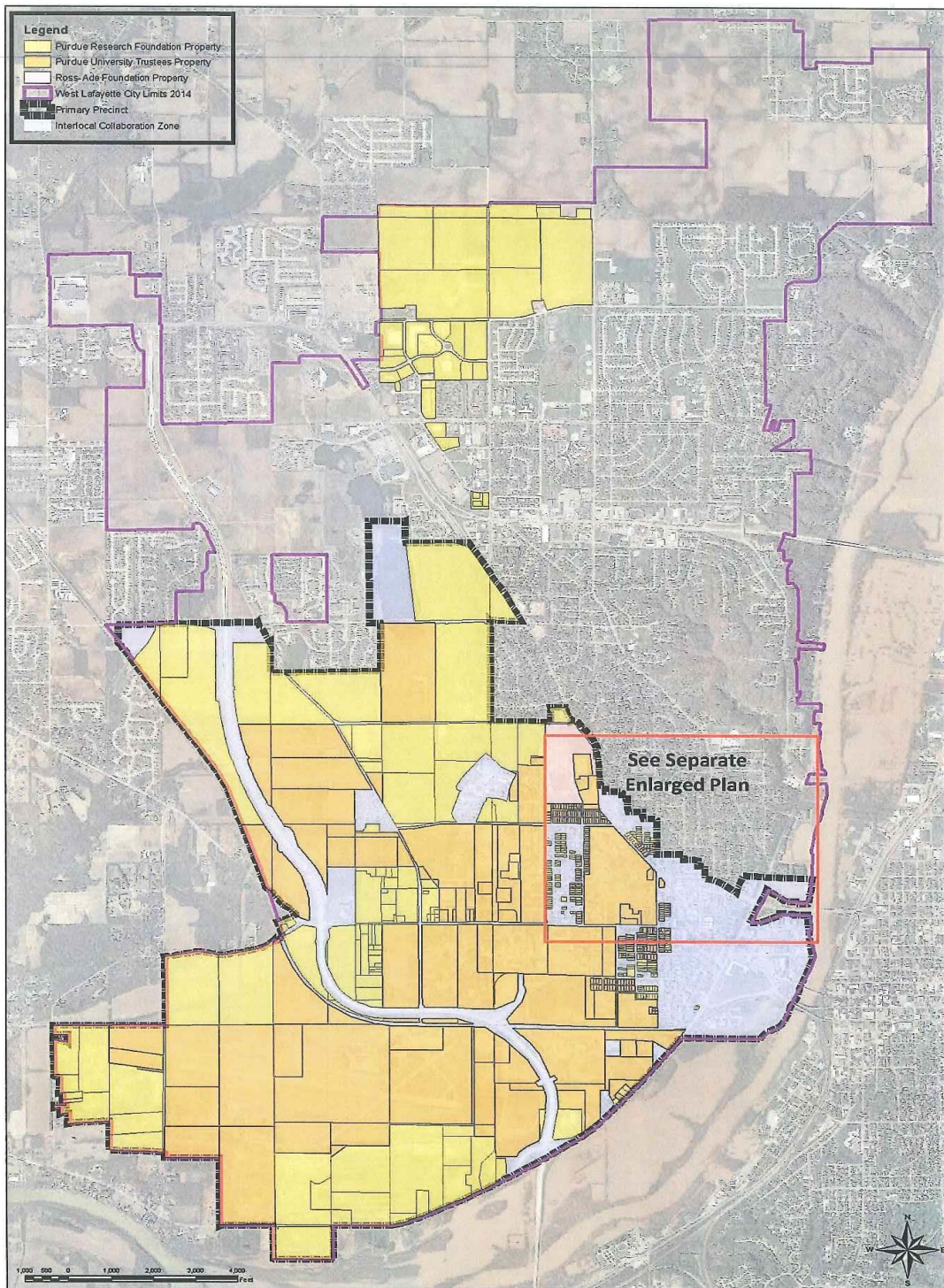
G. CITY OF WEST LAFAYETTE

1. West Lafayette City Engineer
2. West Lafayette Department of Development
3. West Lafayette/Purdue University Joint Board c/o the West Lafayette City Engineer on behalf of the Chair of the Joint Board (if property is in the City-Campus-Community Collaboration Zone shown on the attached maps)

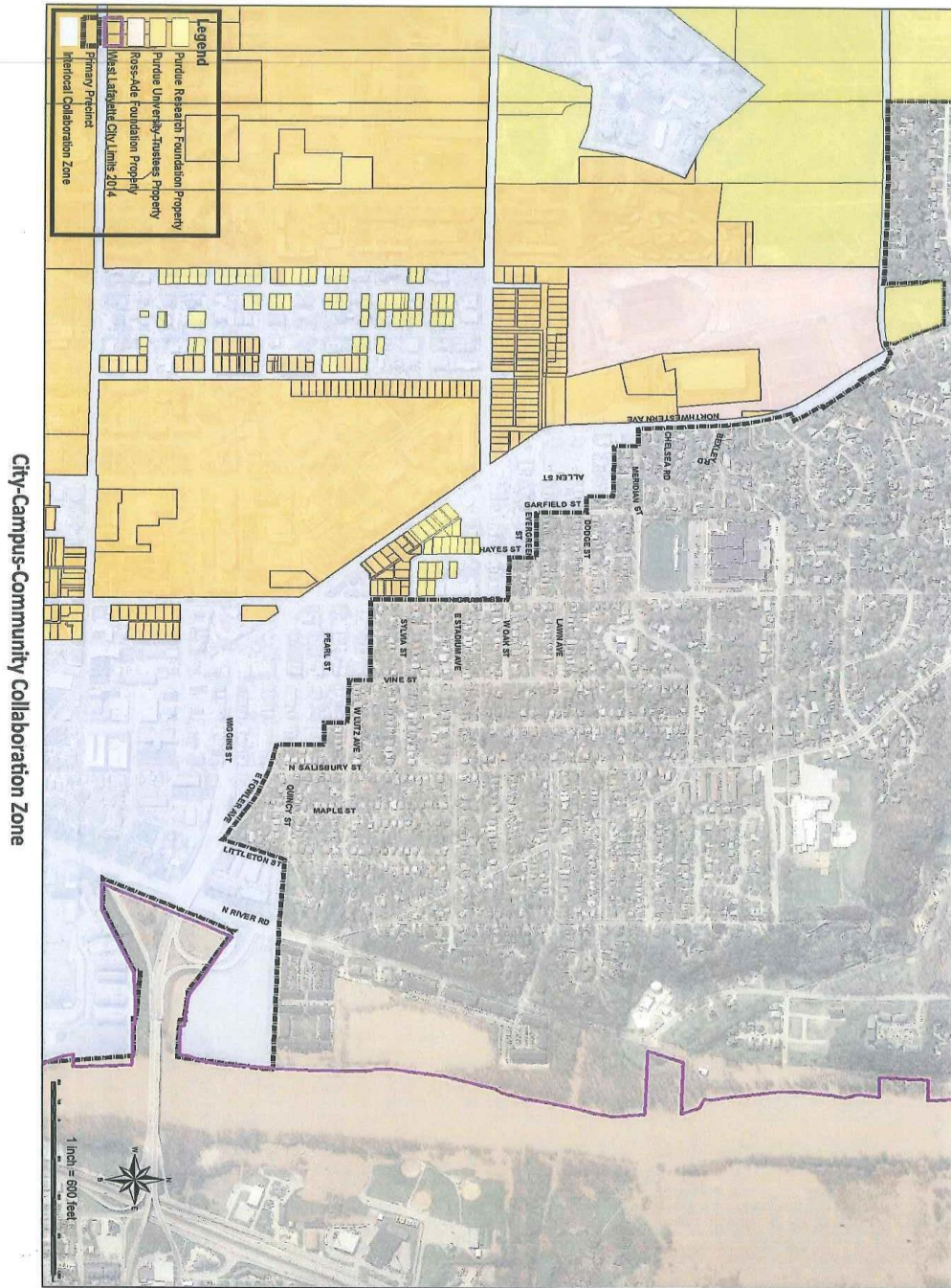
The objective is to get input into the current planning process by those agencies, which would have to deal with any problem arising from the development.

The petitioner shall submit to APC either a signed receipt from each checkpoint agency, or a notarized letter substantiating the date that required documents were mailed to the agencies.

If you have any questions regarding this procedure, please call the APC offices at 423-9242.



City-Campus-Community Collaboration Zone



ACKNOWLEDGEMENT OF ADMINISTRATIVE OFFICER

I acknowledge that on _____ I received a signed and
Date

notarized copy of the Commitment filed by _____
Petitioner(s)

for a rezoning petition from _____ to _____. The property included in the

rezoning petition is located at _____
Street Address or Common Description

more particularly described in Exhibit A attached.

Signature of Administrative Officer or Authorized Designee

Key Number _____
 State Identification Number _____

COMMITMENT

Commitment made on _____, 20____, by _____
 (the "Petitioner") pursuant to Indiana Code Section 36-7-4-1015.

1. Petitioner makes this commitment as the owner (the "Owner") of certain real estate (the "Real Estate") located in Tippecanoe County, Indiana, commonly known as _____ and more particularly described on Exhibit A which is attached hereto and incorporated by reference herein.

or

1. Petitioner makes this commitment with the knowledge and consent of _____ who is the owner (the "Owner") of certain real estate (the "Real Estate") located in Tippecanoe County, Indiana, commonly known as _____ and more particularly described on Exhibit A which is attached hereto and incorporated by reference herein.

2. Petitioner has filed a request (with the consent of the Owner) with the Area Plan Commission of Tippecanoe County, Indiana (the "APC"), to rezone the Real Estate from _____ to _____ which request is pending before the APC as case no. _____.

3. Petitioner hereby agrees and makes the following commitment in connection with the rezoning request in case no. _____:

4. Petitioner understands and agrees that this commitment is given to the APC and the _____ (the "Legislative Body") as an inducement for the recommendation for and approval of the rezoning request in case no. _____. Petitioner further understands and agrees that the approval of the rezoning request in case no. _____ by the Legislative Body constitutes good and valuable consideration for the giving of this commitment.

5. This commitment shall be a covenant running with the Real Estate and binding and enforceable against Petitioner, any subsequent owner, or any other person who acquires any interest in the Real Estate. Any change or modification of this commitment shall only be made with the approval of the APC at a public hearing in accordance with all rules and regulations of the APC.

6. Petitioner agrees that each of the following shall each be a "specially affected person" under Indiana Code Section 36-7-4-1015(d)(3) who shall each independently be entitled to bring an action to enforce the terms and conditions of this commitment in the Circuit or Superior Courts of Tippecanoe County, Indiana:

- a. the APC,
- b. the Area Board of Zoning Appeals of Tippecanoe County, Indiana,
- c. the appropriate Administrative Officer designated in the Unified Zoning Ordinance for Tippecanoe County, Indiana,
- d. _____

By: _____

STATE OF INDIANA)
) SS:
 COUNTY OF _____)

Before me, the undersigned, a notary public, personally appeared _____, and acknowledged the execution of the foregoing commitment on _____, 20____.

_____, notary public
 Resident of _____ County

My commission expires:

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law. _____

This instrument prepared by: _____

The Area Plan Commission of Tippecanoe County
County Office Building
20 N. 3rd Street
Lafayette, IN 47901
(765) 423-9242

AFFIDAVIT OF NOTICE TO INTERESTED PARTIES

STATE OF INDIANA)
) SS:
COUNTY OF TIPPECANOE)

I, _____, do hereby certify that notice of public hearing by the Tippecanoe County Area Plan Commission, to consider Z-_____ being the application of _____ was certified and mailed to the last known address of each of the following persons owning property adjacent to and across the street, alley or railroad right-of-way from the subject property contained in this petition.

OWNERS

ADDRESSES

and that said notices were sent by certified mail on or before the ____ day of _____, 20____, being at least ten (10) days prior to the date of the public hearing in Lafayette, Indiana, at 6:00 PM.

(Petitioner or Agent)

STATE OF INDIANA)
) SS:
COUNTY OF TIPPECANOE)

Subscribed and sworn to before me this ____ day of _____, 20____

My Commission Expires: _____

(Notary Public)

(Name Printed)
Resident of _____ County.

The Area Plan Commission of Tippecanoe County
County Office Building
20 N. 3rd Street
Lafayette, IN 47901
(765) 423-9242

SIGN POSTING AFFIDAVIT

STATE OF INDIANA)
COMMISSION TIPPECANOE)
COUNTY COUNTY)

BEFORE THE AREA PLAN)
SS: OF TIPPECANOE)

Re: Petition to amend Zoning
Ordinance, Filed by:

Petition No. Z- _____

(Petitioner)

I, _____, after being first duly sworn
state: A sign was posted on the property for which a request for rezoning is
being heard at a public meeting before The Tippecanoe County Area Plan
Commission Lafayette, Indiana, ten (10) days prior to said hearing and had
remained on said property in a conspicuous place for the full ten (10) day period
as required in the by-laws of the
Tippecanoe County Area Plan Commission. Said sign has met all the
requirements as stated in the ordinance.

Dated this _____ day of _____, 20 ____.

(Signature)

(Name Printed)

STATE OF INDIANA)
COUNTY OF TIPPECANOE) SS:

Subscribed and sworn to before me this ____ day of _____, 20____

My Commission Expires: _____

(Notary Public)

(Name Printed)

Resident of _____ County.